

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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ORGANIC LEASING, LLC,

Plaintiff,

v.

BRANCH BANKING & TRUST,

Defendant.

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CIVIL ACTION

No. 18-1421

**ORDER**

**AND NOW**, this 24<sup>th</sup> day of September, 2018, upon consideration of Defendant Branch Banking & Trust's "Motion to Dismiss Count II of the Complaint" (Doc. No. 9), Plaintiff's Response in Opposition thereto (Doc. No. 13), and Defendant's Reply (Doc. No. 16), and for the reasons set forth in this Court's accompanying Memorandum Opinion, it is hereby **ORDERED** that the Motion to Dismiss is **DENIED**.

**BY THE COURT:**

/s/ Mitchell S. Goldberg

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**MITCHELL S. GOLDBERG, J.**